

20427 U.S. PTO  
030104

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Atty. Docket: MTECH / 11

Applicant: Ronnie L. Howard and Frank D. Lauch

Title: METHOD AND APPARATUS FOR DISPENSING A LIQUID BEVERAGE CONTAINING  
REAL MILK SOLIDS

15364 U.S. PTO  
10/790643  
030104

**CERTIFICATE OF MAILING BY EXPRESS MAIL - 37 CFR 1.10**

'Express Mail' mailing label number: EV372583202US

Date of Deposit: March 1, 2004

I certify that this paper or fee (along with the enclosures noted herein) is being deposited with the United States Postal Service 'Express Mail Post Office to Addressee' service under 37 CFR 1.10 on the above date and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Kenneth Eads*  
By: Kenneth Eads (person mailing paper)

**UTILITY PATENT APPLICATION TRANSMITTAL**

*Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450*

This is a request for filing, under 37 CFR § 1.53(b), a(n):

- ☐ Original (non-provisional) application.
- ☐ Divisional of prior application Serial No. \_\_, filed on \_\_.
- ☐ Continuation of prior application Serial No. \_\_, filed on \_\_.
- ☒ **Continuation-in-part of prior application Serial No. 10/254,118, filed on September 25, 2002, which in turn is a continuation-in-part of prior application Serial No. 09/850,983, filed on May 8, 2001, which in turn is a continuation of prior application Serial No. 09/433,365, filed November 3, 1999.**

For Divisional and Continuation applications ONLY:

- ☐ Copy of Executed Declaration, Power of Attorney and Petition Form from parent application is enclosed (as noted below in Enclosures).
- ☒ **Incorporation by Reference: The entire disclosures of the prior applications are considered as being part of the disclosure of the accompanying application and are hereby incorporated by reference therein.**

For all Divisional, Continuation and Continuation-in-part applications:

- ☐ Small Entity Status was requested in the prior application, and small entity status is still proper and desired.
- ☐ This application is assigned to \_\_ by virtue of an earlier assignment filed in the prior application at Reel \_\_, Frame \_\_.

### PRELIMINARY AMENDMENT/CALCULATION OF FEES

- ☐ Please cancel claims \_\_ without prejudice, and prior to calculating the fees. \_\_ total claim(s), of which \_\_ is(are) independent, is(are) pending after the amendment.
- ☐ Please enter the enclosed preliminary amendment identified below prior to calculating the fees. \_\_ total claim(s), of which \_\_ is(are) independent, is(are) pending after the amendment.
- ☒ **Small Entity Status is Requested**
- ☒ **The Fees are Calculated as Follows:**

Fee:	Number of Claims:	In Excess of:	Extra:	At Rate:	Amount:
Total Claims	51	20	31	\$18	\$558.00
Independent Claims	4	3	1	\$86	\$86.00
MULTIPLE DEPENDENT CLAIM FEE					\$290.00
BASIC FEE					\$770.00
TOTAL OF ABOVE CALCULATIONS					\$1,704.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY					\$852.00
<b>TOTAL</b>					<b>\$852.00</b>

### ENCLOSURES

- ☒ **Utility Patent Application Transmittal Form (in duplicate) containing Certificate of Mailing By Express Mail Under 37 CFR 1.10.**
- ☒ **Return Postcard.**

#### APPLICATION PAPERS

- ☒ **Utility Patent Application, with: cover sheet, 29 page(s) specification (including 36 total claim(s), of which 4 is(are) independent, and 1 page(s) abstract).**
- ☒ **Drawings: 2 sheet(s) of formal drawings (3 total figure(s)).**
- ☐ Microfiche Computer Program (Appendix).
- ☐ Nucleotide and/or Amino Acid Sequence, including (all are necessary): Computer Readable Copy, Paper Copy (identical to computer copy), and Statement verifying identity of copies.
- ☒ **An Executed Declaration, Power of Attorney and Petition Form.**
- ☐ Copy of Executed Declaration, Power of Attorney and Petition Form from prior application identified above.
- ☐ Certified Copy of priority document(s) identified as attached above.

#### ADDITIONAL PAPERS

- ☒ **Assignment to Moo Technologies, LLC of 950 Kent Road, Batavia OH 45103, Recordation Cover Sheet (Form PTO-1595)**
- ☐ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i)
- ☐ Preliminary Amendment (to be entered prior to calculation of fees)
- ☒ **Information Disclosure Statement, 3 sheet(s) Form PTO-1449, 0 U.S. Patent Reference(s), 3 Foreign Patent Reference(s) and 3 Other Reference(s)**
- ☐ Other: \_\_

CHECKS

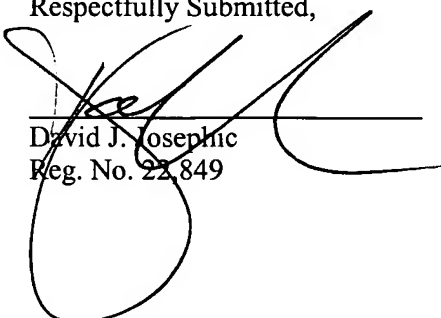
- ☒ A Check of \$852.00 for the filing fee.
- ☒ A Check of \$40.00 for the assignment recording fee.

**DEPOSIT ACCOUNT AUTHORIZATION**

- ☐ Please charge Deposit Account No. 23-3000 in the amount of     .
  - ☒ **The Commissioner is authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 23-3000 . A duplicate of this transmittal is attached.**
  - ☐ **THE PAYMENT OF FEES IS BEING DEFERRED.**
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Respectfully Submitted,

  
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